

November 7, 2024

VIA ECF

Hon. Vincent L. Briccetti  
U.S. District Court - S.D.N.Y.  
300 Quarropas St.  
White Plains, NY 10601

**Re:** *Darminio-ARB v. American Express*  
**Civil Action No.:** 7:22-cv-09434-VB

**STATUS REPORT REGARDING SETTLEMENT**

Your Honor:

My office represents Plaintiff in the above-referenced matter.

I write on behalf of Plaintiff and Defendant American Express National Bank (“Defendant”) to provide a status report regarding the settlement between Plaintiff and Defendant. ECF No. 129.

Plaintiff and Defendant have executed the settlement agreement and are pending completion of its final term.

In light of the foregoing, Plaintiff and Defendant jointly request until December 6, 2024, to file a stipulation of dismissal and, if a stipulation is not filed by that date, propose that they shall provide the Court with a status report regarding finalization of settlement. We apologize to the Court for the delay in providing this status report.

Respectfully,

/s/H. Cooper Ellenberg

H. Cooper Ellenberg

cc: All Counsel (via ECF)